

a drill guide having at least two generally parallel bores  
a distal end, and a barb on the distal end of the drill guide,

C  
a suture pusher having a straight section extendable  
through a first one of the bores in the drill guide and a suture  
carrying member at the distal end of the suture pusher, the suture  
carrying member pivotable to push a suture loop through soft bone  
material between first and second parallel holes in the bone, the  
suture carrying member including an opening for receiving a suture,

an actuator positioned at the proximal end of the suture  
pusher, for pivoting the suture carrying member from the first to the  
second of the two parallel holes while the suture pusher is received  
in the drill guide, and

a suture-retriever extendable through a second one of the  
bores in the drill guide, for retrieving a portion of the suture from the  
second of the two parallel holes in the bone.

REMARKS

Claims 7 - 14 are pending.

Applicants appreciate the Examiner's indication that Claims 7 -  
12 are allowable.

Claims 13 - 14 have been rejected under § 101 as claiming  
the same invention as claimed in U.S. 5,637,112. Claim 13 has  
now been amended to recite that the drill guide includes a barb on  
its distal end. Claim 14 is dependent on Claim 13. Given that the  
claims of the '112 do not recite the combination of features recited  
in Claims 13 and 14, the double patenting rejection has been  
overcome.

In view of the amendment to Claim 13, and the Examiner's  
indication that Claims 7 - 12 are allowed, all claims are now in

15